

UNITED STATES DISTRICT COURT

—DISTRICT OF HAWAII—

SCOTTSDALE INSURANCE COMPANY

JUDGMENT IN A CIVIL CASE

Case: 1:04-CV-00550-HG-BMK

Plaintiff(s),

V.

SULLIVAN PROPERTIES, INC.,  
ROBERT B. SULLIVAN, MAUI  
LAND & PINEAPPLE COMPANY,  
INC. And KAPALUA LAND

Defendant(s).

[✓] **Decision by Court.** This action came for consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that judgment be entered for the foregoing reasons, "(1) Plaintiff Scottsdale Insurance Company's Motion for Partial Summary Judgment Re: Reimbursement Claim is **GRANTED**; (2) Defendant Robert B. Sullivan and Sullivan Properties, Inc.'s Motion to Certify Issue to the Hawaii Supreme Court is **DENIED**; (3) Scottsdale is entitled to reimbursement of amounts paid in defense of Defendant Sullivan Properties in the underlying action in the amount of \$119,950.01. (4) Scottsdale is entitled to reimbursement of amounts paid in defense costs of Defendant Robert B. Sullivan in the underlying action in the amount of \$27,869.73. (5) No claims remain.", pursuant to the "Order Granting Plaintiff Scottsdale Insurance Company's Motion for Partial Summary Judgment re: Reimbursement Claim and Denying Defendants' Motion to Certify Issue to the Hawaii Supreme Court" issued by Chief Judge Helen Gillmor on August 1, 2007.

August 7, 2007

Date

SUE BEITIA

Clerk

*/s/ B. Aurio*

(By) Deputy Clerk